

PART 2

AN ORDINANCE relating to amending the Town Code Title 16, Land Use and Development, Chapter 16.7, General Development Requirements, Article III, Nonconformance, by revision of same as more particularly set forth herein.

WHEREAS, The Kittery Town Council is authorized to enact this Ordinance, as specified in Section 2.07 (3) of the Town Charter and 30-A M.R.S. §3001, pursuant to its powers that authorize the town, under certain circumstances, to provide for the public health, safety and welfare, not intending for Ordinance to conflict with any existing state or federal laws; and

WHEREAS, the Council finds the purpose of Title 16 of the Town Code is to promote land use conformities; and

WHEREAS, the Council finds certain existing nonconforming conditions are considered to be protected (grandfathered) making it necessary to regulate nonconforming lots, uses and structures; and

WHEREAS, the Council finds the Planning Board approved recommendations from the board of Appeals would serve to clarify and amplify nonconformance regulatory requirements;

NOW THEREFORE, IN ACCORDANCE WITH TITLE 30-A, M.R.S. §3001, AND TOWN CHARTER SECTION 2.14:

THE TOWN OF KITTERY HEREBY ORDAINS THE FOLLOWING ORDINANCE TO BE CODIFIED IN THE TOWN CODE, AMENDING AND REVISING TITLE 16, CHAPTER 16.7, ARTICLES II, III, & IV , AS PRESENTED.

Approved as to form: {NAME}, Town Attorney

INTRODUCED and read in a public session of the Town Council on the ___ day of _____, 20____, by:_____ {NAME} Motion to approve by Councilor_____ {NAME}, as seconded by Councilor _____ {NAME} and passed by a vote of _____-.

THIS ORDINANCE IS DULY AND PROPERLY ORDAINED by the Town Council of Kittery, Maine on the ___ day of _____, 20____, _____ {NAME}, Chairperson

Attest: {NAME}, Town Clerk